

1 AN ACT relating to fishing license exemptions.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔Section 1. KRS 150.170 is amended to read as follows:

4 (1) Except as provided in the following subsections of this section, and subject to
5 administrative regulations promulgated under this chapter, no person, resident, or
6 nonresident shall do any act authorized by any kind of license or permit or assist in
7 any way any person in doing any act provided for in this chapter with respect to
8 wildlife unless he holds the kind of license or permit, resident or nonresident, that
9 authorizes the act. It shall be the specific purpose of this chapter to prohibit the
10 taking or pursuing of any wildlife, protected or unprotected, or the fishing in any
11 stream or body of water whether public or private, without first procuring the
12 license provided for in KRS 150.175, except to the extent as may be otherwise
13 provided in this section.

14 (2) A person under sixteen (16) years of age may, without a sport fishing license, take
15 fish by angling, or take minnows by the use of a minnow seine, minnow trap, or dip
16 net.

17 (3) A person under twelve (12) years of age shall be exempt from being required to
18 obtain a sport hunting or sport trapping license as required by this chapter.

19 (4) The resident owner of farmlands or his or her spouse or dependent children shall,
20 without procuring ~~a~~any sport hunting license~~[or sport fishing licenses]~~, have the
21 right to ~~take fish or~~ hunt during the open season, except trapping, on the farmlands
22 of which they are bona fide owners. Tenants or their dependent children residing
23 upon these farmlands shall have the same privilege.

24 (5) *When fishing on private property, the property owner or his or her spouse or*
25 *dependent children shall, without procuring a sport fishing license, have the right*
26 *to take fish from private ponds or lakes on the property if the private ponds or*
27 *lakes do not allow fish entry from or exit to public waters. Tenants or their*

dependent children residing upon the private property shall have the same privilege. Invited guests shall also have the same privilege if they are fishing in the presence of a person who is sport fishing license-exempt under this subsection and they have not paid for the right to fish there.

(6) Residents or nonresidents observing and participating in field trials, training exercises, or other competitions as authorized by the department may observe and participate without obtaining a hunting or guide's license so long as game is not taken.

~~**(7)**~~ Any resident serviceman on furlough of more than three (3) days in this state may, without any Kentucky sport hunting or sport fishing licenses, do any act authorized by the licenses, but while so doing he shall carry on his person proper identification and papers showing his furlough status.

~~**(8)**~~ Landowners, their spouses or dependent children, or their designee who must be approved by the commissioner, who kill or trap on their lands any wildlife causing damage to the lands or any personal property situated thereon shall not be required to have a hunting or trapping license and may do so during periods other than the open season for the particular species without a tag and dispose of the carcass on-site. Tenants, their spouses, their dependent children, or other persons approved by the commissioner, shall also have the same privilege. Upon destruction of any wildlife by the above-specified individuals, the act shall be reported to a conservation officer within twenty-four (24) hours of the kill. Individuals wishing to transport the carcass from the property upon which it was killed shall contact personnel of the department to request a disposal tag or other authorization. Inedible parts from wildlife taken under the authorization of this section shall not be utilized for any purpose and shall be destroyed or left afield. The department shall promulgate administrative regulations establishing procedures for the designee appointment process, including request and approval deadlines.

1 ~~(9)~~~~(8)~~ If a reciprocal agreement is entered into by the commissioner, with the
2 approval of the commission, and promulgated as an administrative regulation by the
3 department and similar action is taken by the appropriate authority in Missouri,
4 Tennessee, Virginia, West Virginia, Indiana, Ohio, or Illinois, persons holding a
5 resident or nonresident fishing or a resident or nonresident hunting license issued in
6 these states shall be permitted to perform the acts authorized by the license upon
7 certain contiguous waters and land areas adjacent to the common boundaries of the
8 above-mentioned states and the State of Kentucky. A resident of the State of
9 Kentucky shall purchase a proper Kentucky license to conform with the reciprocal
10 agreement.

11 ~~(10)~~~~(9)~~ Any member of the Kentucky Army or Air National Guard, active duty or
12 Reserve Component, in any branch in the United States Armed Forces that is based
13 in the Commonwealth of Kentucky, shall have the right to take fish or hunt on any
14 military property belonging to the Commonwealth without procuring any sport
15 hunting or sport fishing license.